

FILED 11 JAN 21 16:14 USDC-ORP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

**STATE FARM MUTUAL AUTOMOBILE
INSURANCE CO.**, an Illinois corporation,

Civil No. 09-1325-~~HS~~ **SU**

Plaintiff,

O R D E R

v.

UNITED STATES POSTAL SERVICE,

Defendant.

John R. MacMillan
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Portland, Oregon 97204-3338

Attorney for Plaintiff

Dwight C. Holton
United States Attorney
District of Oregon

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Attorneys for Defendant

KING, Judge:

The Honorable Patricia Sullivan, United States Magistrate Judge, filed Findings and Recommendation on December 27, 2010. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Sullivan's Findings and Recommendation dated December 27, 2010 (#21) in its entirety.

IT IS HEREBY ORDERED that Defendant's Motion to Dismiss for Lack of Subject Matter Jurisdiction (#15) is granted.

DATED this 21 day of January, 2011.


GARR M. KING
United States District Judge